

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

P/4074-4

U.S. APPLICATION NO. (If known, see 37 CFR 1.5

10/009,409

INTERNATIONAL APPLICATION NO.

PCT/EP00/04888

INTERNATIONAL FILING DATE

29 May 2000

PRIORITY DATE CLAIMED

10 June 1999 #5

TITLE OF INVENTION

INTRAOCULAR LENS

APPLICANT(S) FOR DO/EO/US

Wilhelm STORK and Christine F. KREINER

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☒ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☒ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with 37 CFR 1.96.
18. ☐ A second copy of the published international application and English language translation of the international application.
19. ☐ A second copy of the English language translation of the international application.
20. ☒ Other items or information:

EXPRESS MAIL CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee (mail label EL 924373077 US) in an envelope addressed to: Asst. Commissioner for Patents, Washington, D.C. 20231, on March 27, 2002.

Dorothy Jenkins

Name of Person Mailing Correspondence

Signature

March 27, 2002

Date of Signature

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/009,409		INTERNATIONAL APPLICATION NO. PCT/EP00/04888		ATTORNEY'S DOCKET NUMBER P/4074-4	
--	--	--	--	---	--

21. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO..... \$1040.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$890.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$740.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$710.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 ENTER APPROPRIATE BASIC FEE AMOUNT =				CALCULATIONS PTO USE ONLY	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 130.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	- 20 =		x \$18.00		
Independent claims	- 3 =		x \$84.00		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$280.00	
TOTAL OF ABOVE CALCULATIONS =					
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ 65.00	
SUBTOTAL =				\$ 65.00	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$ 130.00	
TOTAL NATIONAL FEE =				\$ 195.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$ 40.00	
TOTAL FEES ENCLOSED =				\$ 235.00	
				Amount to be refunded: \$	
				charged: \$	

04/05/2002 MAIL111 00000071 10005409

01 FC:234 65.00 OP

02 FC:136 130.00 OP

a. ☒ A check in the amount of \$ 235.00 to cover the above fees is enclosed. Check No. 08909

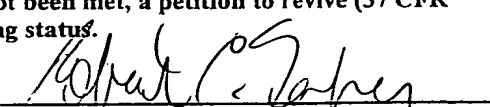
b. ☐ Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any
overpayment to Deposit Account No. 15-0700. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card
information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR
1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:
OSTROLENK, FABER, GERB & SOFFEN, LLP
 1180 Avenue of the Americas
 New York, NY 10036-8403
 Tel: (212) 382 0700


 SIGNATURE
 Robert C. Faber
 NAME
 24,322
 REGISTRATION NUMBER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Wilhelm STORK et al

Serial No.: 10/009,409

Filed: December 10, 2001

Int'l. Appl. No.: PCT/EP00/04888

Date: March 27, 2002

Group Art Unit: not yet known

Examiner: not yet known

Int'l. Filing Date: May 29, 2000

For: INTRAOCULAR LENS

U.S. Patent & Trademark Office

P.O. Box 2327

Arlington, VA 22202

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)

Sir:

In response to the Notification of Missing Requirements, mailed February 7, 2002, submitted herewith is the Inventors' Declaration and our Check No. 08909 which includes the amount of \$65.00 in payment of the surcharge. Also enclosed is the verified English language translation of the published PCT application identified above. Check No. 08909 also covers the required surcharge of \$130.00 for the translation.

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account #15-0700.

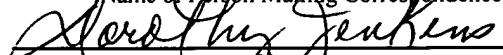
If this communication is filed after the time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trade-marks is petitioned, under 37 C.F.R. §1.136(a), to extend the time for filing a response by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

EXPRESS MAIL CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail to Addressee (mail label #EL924373077US) in an envelope addressed to: U.S. Patent & Trademark Office, P.O. Box 2327, Arlington, VA 22202, on March 27, 2002:

Dorothy Jenkins

Name of Person Mailing Correspondence

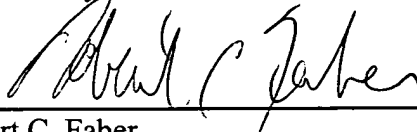


Signature

March 27, 2002

Date of Signature

Respectfully submitted,



Robert C. Faber

Registration No.: 24,322

OSTROLENK, FABER, GERB & SOFFEN, LLP

1180 Avenue of the Americas

New York, New York 10036-8403

Telephone: (212) 382-0700

RCF:sds:ahc

Encl.

00557089.1

LAWYERS' AND MERCHANTS' TRANSLATION BUREAU, INC.

Legal, Financial, Scientific, Technical and Patent Translations

11 BROADWAY

NEW YORK, NY 10004



Certificate of Accuracy

TRANSLATION

From German into English

STATE OF NEW YORK } s.s.:
COUNTY OF NEW YORK

On this day personally appeared before me
who, after being duly sworn, deposes and states: Elisabeth A. Lucas

That he is a translator of the **German** and English languages by profession and
as such connected with the **LAWYERS' & MERCHANTS' TRANSLATION**
BUREAU;

That he is thoroughly conversant with these languages;

That he has carefully made the attached translation from the original document
written in the **German** language; and

That the attached translation is a true and correct English version of such original,
to the best of his knowledge and belief.

SUBSCRIBED AND SWORN TO BEFORE ME
THIS

JAN 09 2002

Susan Tapley

Susan Tapley
Notary Public, State of New York
No. 01TA4999804

Qualified in Queens County
Certificate filed in New York County
and Kings County
Commission Expires July 27, 2002

Elisabeth A. Lucas